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| JOSE ANTONIO MARTINEZ, |) | Case No.: 1:24-cv-01079 JLT BAM |
| |) | |
| Plaintiff, |) | ORDER ADOPTING FINDINGS AND |
| |) | RECOMMENDATIONS, DISMISSING CERTAIN |
| v. |) | CLAIMS AND DEFENDANT H. MOSSELEY, |
| |) | AND DIRECTING THE CLERK OF COURT TO |
| J. GALVIN, et al., |) | UPDATE THE DOCKET |
| |) | |
| Defendants. |) | (Doc. 14) |
| |) | |
| |) | |

The Court served the Findings and Recommendations on Plaintiff and notified him that any objections were due within 14 days. (Doc. 14 at 9.) The Court advised him that the “failure to file objections within the specified time may result in the waiver of the ‘rights to challenge the magistrate

1 judge's factual findings' on appeal." (*Id.*, quoting *Wilkerson v. Wheeler*, 772 F.3d 834, 838-39 (9th
2 Cir. 2014).) Plaintiff did not file objections, and the time to do so has passed.

3 According to 28 U.S.C. § 636(b)(1), this Court performed a *de novo* review of this case.
4 Having carefully reviewed the matter, the Court concludes the Findings and Recommendations are
5 supported by the record and proper analysis. Thus, the Court **ORDERS**:

- 6 1. The Findings and Recommendations dated April 2, 2025 (Doc. 14) are **ADOPTED** in
7 full.
- 8 2. The action **SHALL** proceed only on Plaintiff's claim against Defendants J. Galvin and
9 D. Burns for violation of the First Amendment, as stated in the amended complaint.
- 10 3. All other claims and defendants are **DISMISSED** for failure to state a claim.
- 11 4. The Clerk of Court is directed to update the docket and terminate H. Mosseley as a
12 defendant.

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14 IT IS SO ORDERED.

15 Dated: May 6, 2025


UNITED STATES DISTRICT JUDGE